FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL WRIT PETITION NO. 822 OF 2006

Rajak Sarfuddin Nadaf .....Petitioner.
V/s

The State of Maharashtra and anr. ....Respondents.

Office Notes, Office Memorandum of Coram, appearances, Court's orders or directions and Registrars orders.	Court's or Judge's orders.

Mr. A.Q. Ansari for the petitioner.

Mrs. D.S. Mhaispurkar, APP for the State.

CORAM: V.M. KANADE, J.
DATE : 01-08-2006

P.C.:

1. Heard the learned Counsel for the petitioner.

2. Petitioner is challenging the order of the learned Magistrate who condoned the delay of 58 days in filing complaint under section 138 of the Negotiable Instruments Act. This order was confirmed by the

Sessions Court.

3. Petitioner is challenging the aforesaid two orders. In view of the amendment to the provisions of section 142 of the Negotiable Instruments Act, the Magistrate has a discretion to condone the delay in filing complaint under section 138 of the said Act. I have perused the orders passed by the Magistrate and the Sessions Court. I do not see any infirmity or illegality in the said orders. There is, therefore, no reason to interfere with the said orders. Petition is accordingly dismissed.

(V.M. KANADE, J.)